


RECEIVED
CENTRAL FAX CENTER
OCT 10 2008

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PRIOR PATENT		PTO/SB/26(1-08)
In re Application of: Joseph Urbano et al.		Docket Number (Optional) 1999P82189US
Application No. 09/396,486		
Filed: 09/14/1999		
For: Medical Diagnostic Ultrasound System and Method		
<p>The owner*, Siemens Medical Solutions, USA, Inc., of <u>100%</u> percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. <u>6,508,763</u>. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.</p> <p>In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.</p> <p>Check either box 1 or 2 below, if appropriate.</p> <p>1. <input checked="" type="checkbox"/> For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/ organization.</p> <p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.</p> <p>2. <input type="checkbox"/> The undersigned is an attorney of record. Registration No. _____</p>		
Signature 		Date 10/9/08
Art Schenck, Vice President Typed or Printed Name		425.577.1426 Telephone No.
<input checked="" type="checkbox"/> Terminal disclaimer fee under 37 CFR 1.20(d) is included.		
<p><u>WARNING:</u> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p>* Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.</p>		

10/10/2008 HMARZ11 00000062 192179 09396486

02 FC:1814

140.00 DA

OCT 10 2008

PTO/SB/88 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)Applicant/Patent Owner: Joseph Urbano et al./Siemens Medical Solutions USA, Inc.Application No./Patent No.: 09/396,486Filed/Issue Date: 09/14/1999Entitled: MEDICAL DIAGNOSTIC ULTRASOUND SYSTEM AND METHODSiemens Medical Solutions USA, Inc.a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
 2. ☐ an assignee of less than the entire right, title, and interest

The extent (by percentage) of its ownership interest is _____ %

In the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Joseph Urbano et al.To: Ecton, Inc.The document was recorded in the United States Patent and Trademark Office at Reel 010558, Frame 0937, or for which a copy thereof is attached.2. From: Ecton, Inc. (a Pennsylvania Corporation)To: Ecton, Inc. (a Delaware Corporation)The document was recorded in the United States Patent and Trademark Office at Reel 010944, Frame 0771, or for which a copy thereof is attached.3. From: Ecton, Inc.To: Acuson CorporationThe document was recorded in the United States Patent and Trademark Office at Reel 013931, Frame 0775, or for which a copy thereof is attached.

- ☒ Additional documents in the chain of title are listed on a supplemental sheet.

- ☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., a true copy of the original document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.



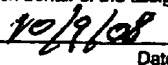
Signature

Art Schenck

Printed or Typed Name

Vice President

Title



Date

425.577.1426

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

4. From: Acuson Corporation To: Acuson LLC
The document was recorded in the United States Patent and Trademark Office at Reel 021562, Frame 0759, or for which a copy thereof is attached.
5. From: Acuson LLC To: Acuson Corporation
The document was recorded in the United States Patent and Trademark Office at Reel 021562, Frame 0803, or for which a copy thereof is attached.
6. From: Acuson Corporation To: Siemens Medical Solutions USA, Inc.
The document was recorded in the United States Patent and Trademark Office at Reel 021337, Frame 0125, or for which a copy thereof is attached.